ATTORNEY-CLIENT PRIVILEGED

I spoke with Steve Hall this morning (Jeff's contractor) and he and I agreed on an approach for ABS. The idea isn't to do a full-scale ABS assessment, but rather to do opportunistic ABS sampling while the pile is being evaluated for the presence of ACM. Steve indicated he would send a clarifying e-mail shortly. I will be out of the office tomorrow and in next week Mon – Wed. Julie

From: Villa, Clifford Sent: Thursday, May 16, 2013 12:21 PM To: Terada, Calvin; Moon, Wally: Fowlow, Jeffrey Cc: Mackey, Cyndy: Wroble, Julie: Schmidt, Grech Subject: RE: Ashue Road - meeting requested

ATTORNEY-CLIENT PRIVILEGED

Wally: Timely question. I think I just spent my whole morning on Ashue Road. A few brief updates:

- As suggested by Calvin yesterday, I spoke this morning with Barry Ziker, attorney for the "Contractor Group." He had assumed that their consultant, Scott Hunter, was in touch with Jeff Fowlow about their ideas for work planning, but I let Ziker know that was not so. Ziker will call Hunter today and prompt him to call Jeff. However, I understand that the Contractor Group is still focused on establishing, via sampling, whether the materials at Ashue Road indeed came from the school demolition. Although this question may be important for cost recovery purposes down the road, that is not a question that EPA needs to resolve in order to conduct the removal, so this coordination between Jeff and the consultant may not be something that should delay a management decision to proceed Fund-lead.
- Ileft phone messages this morning for County and Yakama Nation legal counsel, encouraging their clients to send us their views in writing, as they suggested they would in a conference call with them on April 25.

 Italked with Julie Wroble, copied here, who sent technical comments this morning to Calvin which we should keep in mind.

- I Talked with Grechen Schmidt, copied here, bringing her back up to speed, and asking her to begin reviewing the Ziker letter arguments that the materials at Ashue Road did not come from the school demo.

 I'm reminding everyone that we are subject to an open FOIA request for Ashue Road docs. At this time, cut-off date for records is April 8, and our response is due May 20 (Monday), although with Jeff in the field, I suspect that will have to slip.

Clifford J. Villa Clifford J. Villa Assistant Regional Counsel U.S. Environmental Protection Agency, Region 10 (206) 553-1185 (office) | (206) 419-2744 (cell)

From: Terada, Calvin Sent: Thursday, May 16, 2013 10:44 AM To: Moon, Wally: Fowlow, Jeffrey: Villa, Clifford Subject: Re: Ashue Road - meeting requested

Wally,

Thanks for your message. Jeff is closing on some loose ends of fact finding with Julie W., Tribe, County, and the RPs and will be scheduling a briefing for Chris. This was in the original plan for next steps.

The main question is whether the briefing can wait until Jeff gets back or whether it is critical for him to do it before Stubblefield is completed.

I am copying Cliff with this message

Calvin J. Terada, Manage Emergency Response Unit U.S. EPA Region 10

From: Moon, Wally Sent: Thursday, May 16, 2013 10:13:15 AM To: Terada, Calvin; Fowlow, Jeffrey Subject: Ashue Road - meeting requested

Hi guvs.

Chris, Cyndy and I met this morning for our first bi-monthly removal update meeting. In this meeting, we review the current removal projects to make sure they are moving forward and getting the staffing attention needed.

Chris and Cyndy both requested a meeting on this site asap to discuss the next steps and whether we can get a completion by the end of the FY.

Attendees should be Chris, Cyndy, me, Cliff and you guys. Jeff/Cal, will you find the best and soonest available time? 1 hours should be plenty. 1 can be optional (Chris wants me there though.)

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